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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NOS.817 OF 1990

Salim Jafarali Hamid, Mumbai — Appellant
versus
The State of Maharashtra — Respondent

WITH
CRIMINAL APPEAL NO.818 OF 1990

M/s.New India Oil Trading Company — Appellant
versus
The State of Maharashtra — Respondent

WITH
CRIMINAL APPEAL NO.900 OF 1990

The State of Maharashtra — Appellant
versus
Siraj Jafarali Hamid — Respondent

Mr.H.H.Ponda for appellants in Criminal Appeal Nos.817 and 818/1990 and for respondent in Criminal Appeal No.900 of 1990.

Mr.D.P.Adsule for State.

CORAM : A.S.OKA, J.

DATE ON WHICH SUBMISSIONS ARE HEARD : 18.12.2006

DATE OF PRONOUNCEMENT OF JUDGEMENT : 23.03.2007

JUDGEMENT :

1. For the reasons recorded separately following order is passed :-

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(a) The impugned judgement and order dated 12th September 1990 passed by the learned Special Judge under the Essential Commodities Act, Mumbai is quashed and set aside insofar as accused nos.2 and 3 are concerned, and the said accused are acquitted of all the charges framed against them;

(b) The bail bonds of the said accused persons are cancelled. Criminal Appeal Nos.817 of 1990 and 818 of 1990 are allowed;

(c) For the reasons set out in the judgement, Criminal Appeal No.900 of 1990 is hereby dismissed and the order of acquittal passed by the Trial Court in favour of accused no.1 is hereby confirmed.

(A.S.OKA, J.)